

**UNITED STATES OF AMERICA  
BEFORE THE NATIONAL LABOR RELATIONS BOARD**

**ROCKWELL MINING LLC**

**and**

**Case 09-CA-216001**

**UNITED MINE WORKERS OF AMERICA,  
AFL-CIO, REGION 2, DISTRICT 12**

**ORDER TRANSFERRING PROCEEDING TO THE BOARD  
and  
NOTICE TO SHOW CAUSE**

On August 15, 2018, the General Counsel filed with the National Labor Relations Board a Motion to Transfer proceeding to the Board and Motion for Partial Summary Judgment and Memorandum in Support, on the grounds that the Respondent is attempting to relitigate the issues in Case 09-RC-202389, and that the Respondent admits that it did not provide requested information to the Union, some of which it acknowledges would be relevant if the Union was properly certified. Having duly considered the matter,

**IT IS ORDERED** that the above-entitled proceeding be transferred to and continued before the Board in Washington, D.C., and that the hearing scheduled for October 30, 2018 be postponed indefinitely.

**NOTICE IS GIVEN** that any party seeking to show cause why the General Counsel's motion for partial summary judgment should not be granted must do so in writing, filed with the Board in Washington, D.C., on or before September 5, 2018 (with affidavit of service on the parties to this proceeding). If a response to this Notice to Show Cause is filed, a party may file a reply to the response within 7 days of receipt of the response (with affidavit of service on the parties to this proceeding), but further

responses will not be permitted except where there are special circumstances warranting leave to file such a response.

Dated, Washington, D.C., August 22, 2018.

By direction of the Board:

/s/ Farah Z. Qureshi

Associate Executive Secretary